



JAGS

## CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, with sufficient postage, in an envelope addressed to: Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450, on the below date:

Date: May 18, 2005 Name: Dustin H. Bettendorf

Signature:

BRINKS  
HOFFER  
GILSON  
& LIONE

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Appln. of: Douglas S. Ransom et al.

Appln. No.: 10/752,467

Examiner: Unassigned

Filed: January 5, 2004

Art Unit: 2125

For: System and Method for Securing Energy Management Systems

Attorney Docket No: 6270/105

Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

## TRANSMITTAL

Sir:

**Attached is/are:**

Transmittal Letter (1 page, in duplicate); Third Supplemental Information Disclosure Statement (2 pages); Form PTO-1449 (1 page); Copy of PCT International Search Report for Application No. PCT/US04/23006 (5 pages)

Return Receipt Postcard

**Fee calculation:**

No additional fee is required.

Small Entity.

An extension fee in an amount of \$ \_\_\_\_\_ for a \_\_\_\_\_-month extension of time under 37 C.F.R. § 1.136(a).

A petition or processing fee in an amount of \$ \_\_\_\_\_ under 37 C.F.R. § 1.17(\_\_\_\_\_\_).

An additional filing fee has been calculated as shown below:

|   | Claims Remaining After Amendment |       | Highest No. Previously Paid For | Present Extra | Rate     | Add'l Fee | or | Small Entity | Not a Small Entity |
|---|----------------------------------|-------|---------------------------------|---------------|----------|-----------|----|--------------|--------------------|
| Total                                     |                                  | Minus |                                 |               | x \$25=  |           |    | x \$50=      |                    |
| Indep.                                    |                                  | Minus |                                 |               | x 100=   |           |    | x \$200=     |                    |
| First Presentation of Multiple Dep. Claim |                                  |       |                                 |               | + \$180= |           |    | + \$360=     |                    |
|   |                                  |       |                                 |               | Total    | \$        |    | Total        | \$                 |

**Fee payment:**

A check in the amount of \$ \_\_\_\_\_ is enclosed.

Please charge Deposit Account No. 23-1925 in the amount of \$ \_\_\_\_\_. A copy of this Transmittal is enclosed for this purpose.

Payment by credit card in the amount of \$ \_\_\_\_\_ (Form PTO-2038 is attached).

The Director is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.16 and any patent application processing fees under 37 CFR § 1.17 associated with this paper (including any extension fee required to ensure that this paper is timely filed), or to credit any overpayment, to Deposit Account No. 23-1925.

Respectfully submitted,

Dustin H. Bettendorf (Reg. No. 56,507)

May 18, 2005  
Date



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Attorney Docket No: 6270/105

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### THIRD SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

In accordance with the duty of disclosure under 37 C.F.R. §1.56 and §§1.97-1.98, and more particularly in accordance with 37 C.F.R. §1.97(b), Applicants hereby cite the following reference(s):

#### U.S. PATENT DOCUMENTS

| U.S. Patent No. | Date of Publication | Patentee/Applicant/Assignee |
|-----------------|---------------------|-----------------------------|
| 5,563,506       | 10/08/1996          | Fielden et al.              |
| 5,644,514       | 07/01/1997          | Abo et al.                  |
| 5,684,466       | 11/04/1997          | Keating et al.              |
| 6,278,357       | 08/21/2001          | Croushore et al.            |
| 2003/0067725 A1 | 04/10/2003          | Horvath et al.              |
| 2003/0098679 A1 | 05/29/2003          | Odaohhara                   |

#### OTHER ART – NON PATENT LITERATURE DOCUMENTS

| Document No.   | Date of Publication | Country |
|--|---------------------|---------|
| PCT International Search Report for Application No. PCT/US04/23006 |                     |         |

Applicants are enclosing Form PTO-1449 (one sheet), along with a copy of each listed reference for which a copy is required under 37 C.F.R. §1.98(a)(2). As each of the listed references is in English, no further commentary is believed to be necessary, 37 C.F.R. §1.98(a)(3). Applicants respectfully request the Examiner's consideration of the above reference(s) and entry thereof into the record of this application.

By submitting this Statement, Applicants are attempting to fully comply with the duty of candor and good faith mandated by 37 C.F.R. §1.56. As such, this Statement is not intended to constitute an admission that any of the enclosed references, or other

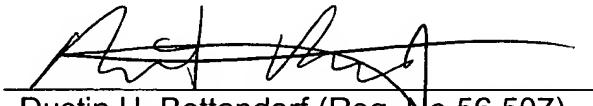
information referred to therein, constitutes "prior art" or is otherwise "material to patentability," as that phrase is defined in 37 C.F.R. §1.56(a).

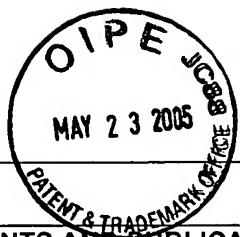
Applicants have calculated no fee to be due in connection with the filing of this Statement. However, the Director is authorized to charge any fee deficiency associated with the filing of this Statement to a deposit account, as authorized in the Transmittal accompanying this Statement.

Respectfully submitted,

May 18, 2005

Date

  
Dustin H. Bettendorf (Reg. No.56,507)



|   |  |                        |
|---|--|------------------------|
| FORM PTO-1449<br><br>LIST OF PATENTS AND PUBLICATIONS FOR<br>APPLICANT'S INFORMATION DISCLOSURE<br>STATEMENT<br>(use several sheets if necessary) | SERIAL NO.<br>10/752,467               | CASE NO.<br>6270/105   |
|   | FILING DATE<br>January 5, 2004         | GROUP ART UNIT<br>2125 |
|   | APPLICANT(S): Douglas S. Ransom et al. |                        |

**REFERENCE DESIGNATION**      **U.S. PATENT DOCUMENTS**

| EXAMINER INITIAL | DOCUMENT NUMBER<br>Number-Kind Code (if known) | DATE       | NAME             | CLASS/ SUBCLASS | FILING DATE |
|------------------|--|------------|------------------|-----------------|-------------|
| D1               | 5,563,506                                      | 10/08/1996 | Fielden et al.   |                 |             |
| D2               | 5,644,514                                      | 07/01/1997 | Abo et al.       |                 |             |
| D3               | 5,684,466                                      | 11/04/1997 | Keating et al.   |                 |             |
| D4               | 6,278,357                                      | 08/21/2001 | Croushore et al. |                 |             |
| D5               | US 2003/0067725 A1                             | 04/10/2003 | Horvath et al.   |                 |             |
| D6               | US 2003/0098679 A1                             | 05/29/2003 | Odaohhara        |                 |             |

**FOREIGN PATENT DOCUMENTS**

| EXAMINER INITIAL | DOCUMENT NUMBER<br>Number-Kind Code (if known)                     | DATE | COUNTRY | CLASS/ SUBCLASS | TRANSLATION YES OR NO |
|------------------|--|------|---------|-----------------|-----------------------|
| D7               | PCT International Search Report for Application No. PCT/US04/23006 |      |         |                 |                       |

| EXAMINER INITIAL | OTHER ART – NON PATENT LITERATURE DOCUMENTS<br>(Include name of author, title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date page(s), volume-issue number(s), publisher, city and/or country where published.) |
|------------------|--|
| D7               | PCT International Search Report for Application No. PCT/US04/23006   |

|          |                 |
|----------|-----------------|
| EXAMINER | DATE CONSIDERED |
|----------|-----------------|

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609;  
 Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.